Ienkens & Gilchrist

A PROFESSIONAL CORPORATION

225 WEST WASHINGTON SUITE 2600 CHICAGO, ILLINOIS 60606

FROM THE DESK OF: Janet M. Garetto (312) 425-8514

(312) 425-3900 TELECOPIER (312) 425-3909

www.jenkens.com

AUSTIN, TEXAS

DALLAS, TEXAS

HOUSTON, TEXAS

LOS ANGELES, CALIFORNIA

NEW YORK, NEW YORK

SAN ANTONIO, TEXAS

WASHINGTON, D.C.

RECIPIENT

COMPANY

FAX NO.

PHONE NO.

Customer Service Center
 Office of Initial Patent
 Examination

U.S. Patent and Trademark

(703) 308-7751 (703) 308-2840

- MESSAGE -

U.S. Application No. 08/771,467, filed December 20, 1996

Attached is a copy of the Filing Receipt for the above identified application. There are errors with respect to the following data, which is missing/incorrectly entered.

Error WHICH IS A CIP OF 08/050,761 Correct Data

WHICH IS A CON OF 08/050,761

The above errors have been circled on the Filing Receipt, and issuance of a Corrected Filing Receipt is requested. As the corrections are not due to any error by the Applicant, it is believed that no fee is due.

#### NOTICE OF CONFIDENTIALITY

The information contained in and transmitted with this facsimile is

- 1. SUBJECT TO THE ATTORNEY-CLIENT PRIVILEGE;
- 2. ATTORNEY WORK PRODUCT; OR
- 3. CONFIDENTIAL.

It is intended only for the individual or entity designated above. You are hereby notified that any dissemination, distribution, copying, or use of or reliance upon the information contained in and transmitted with this facsimile by or to anyone other than the recipient designated above by the sender is *unauthorized* and *strictly prohibited*. If you have received this facsimile in error, please notify Jenkens & Gilchrist, a professional corporation, by telephone at (312) 425-3900 immediately. Any facsimile erroneously transmitted to you should be immediately returned to the sender by U.S. Mail, or if authorization is granted by the sender, destroyed

Time: 2:53 PM

Date: December 12, 2001

Emp. #: 3937

Billing #: 47309-00025USC1

Total Pages (+ Cover): 2

BEST AVAILABLE COPY



### United States Patent and Trademark Office

COMMISSIONER FOR PATENTS UNITED STATES PATENT AND TRADEMARK OFFICE WASHINGTON, D.C. 20231

www.uspta.gov

APPLICATION NUMBER FILING DATE GRP ART UNIT FIL FEE REC'D ATTY.DOCKET.NO DRAWINGS TOT CLAIMS IND CLAIMS 08/771,467 12/20/1996 1616 1588 BTEL:025

INTELLECTUAL PROPERTY

**CONFIRMATION NO. 4787** 

REPLACEMENT FILING RECEIPT

'OC000000006909658°

OCT 1 9 2001

JANET M. GARETTO JENKENS & GILCHRIST 1445 ROSS AVENUE, SUITE 3200 DALLAX, TX 75202-2799

JENAZNO & GILUMAIST

Date Mailed: 10/15/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you rec ived a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

PETER VAN VORIS, RICHLAND, WA; DOMINIC C. CATALDO, KENNEWICK, WA: FREDERICK G. BURTON, STANSBURY PARK, UT:

Domestic Priority data as claimed by applicant

THIS APPLICATION IS A CIP OF 08/484,967 06/07/1995 PAT 5,925,368 WHICH IS A CIP OF 08/350,432 12/05/1994 ABN

which is a CON of 08/050, 76/ WHICH IS A CIP OF 08/050,761,04/20/1993 ABN

WHICH IS A CON OF 07/402,122 09/01/1989 ABN

Foreign Applications

If Required, Foreign Filing License Granted 03/03/1997

Pr jected Publication Date: Not Applicable, filed prior to November 29,2000

Non-Publication Request: No

Early Publication Request: No

SMALL ENTITY \*\*

Title

METHOD AND DEVICE FOR PROTECTION OF WOODEN OBJECTS PROXIMATE SOIL

BEST AVAILABLE COP

#### FROM PEST INVASION

**Preliminary Class** 

424

# LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15

#### **GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

#### **NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

BEST AVAILABLE COPY



## United States Patent and Trademark Office

COMMISSIONER FOR PATEN UNITED STATES PATENT AND TRADEMARK OFFIC

Washington, D.C. 20231 www.uspto.gov

Bib Data Sheet

**CONFIRMATION NO. 4787** 

SERIAL NUMBI 08/771,467	771,467 <b>RULE</b>		C	CLASS 424	GROUP ART UNIT 1616		ATTORNEY DOCKET NO. BTEL:025			
** CONTINUING I THIS APPL WHICH IS A WHICH IS A WHICH IS A	C. CA K G. I DATA ICATI A CIP A COI A COI	ON IS A CIP OF 08/41 OF 08/350,432 12/05 N OF 08/050,761 04/2 N OF 07/402,122 09/0	* * 84,967 0 /1994 AE 0/1993 A 1/1989 A	6/07/1995 PA <sup>-</sup> BN ABN ABN	Г 5,925	5,368				TECH CENTER 1600/2900
Foreign Priority claimed 35 USC 119 (a-d) condit met Verified and Acknowledged ADDRESS JANET M. GARET JENKENS & GILC 1445 ROSS AVEN DALLAX, TX 7520	Exam  TTO  CHRIS	T SUITE 3200	er ials	STATE OR COUNTRY WA		EETS WING 7	TOT/ CLAII 29	MS	INDEPEN CLAII 3	
TITLE METHOD AND DEVICE FOR PROTECTION OF WOODEN OBJECTS PROXIMATE SOIL FROM PEST INVASION										
RECEIVED N	FEES: Authority has been given in Paper No to charge/credit DEPOSIT ACCOUNT No for following:    All Fees     1.16 Fees ( Filing )   1.17 Fees ( Processing Ext. of time )   1.18 Fees ( Issue )   Other     Credit								of	

EEST AVAILABLE COPY